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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ROBERT KENNY,

Plaintiff,

v.

PACIFIC INVESTMENT  
MANAGEMENT COMPANY LLC, a  
Delaware limited liability company;  
PIMCO INVESTMENTS LLC,

Defendants.

No. CV 14-1987-RSM

STIPULATION AND [PROPOSED]  
ORDER SETTING BRIEFING SCHEDULE  
FOR DEFENDANTS' MOTION TO  
DISMISS

NOTE FOR MOTION CALENDAR:  
March 12, 2015

Plaintiff Robert Kenny ("Plaintiff") and defendants Pacific Investment Management Company LLC and PIMCO Investments LLC ("Defendants"), through their undersigned counsel of record, hereby stipulate and agree as follows:

On March 4, 2015, the Court granted Defendants' motion to file an over-length motion to dismiss not to exceed 36 pages "in light of the length and complexity of Plaintiff's Complaint in this action." (Dkt. # 26.) The Court further ordered that Plaintiff's opposition brief shall not exceed 36 pages, and Defendants' reply brief shall not exceed 18 pages. *Id.*

On March 6, 2015, Defendants moved to dismiss Plaintiff's complaint for failure to state a claim. (Dkt. ## 28-30). Pursuant to LCR 7(d)(3), Defendants noted the motion to dismiss for April 3, 2015. (See Dkt. # 28.)

STIPULATION AND [PROPOSED] ORDER  
SETTING BRIEFING SCHEDULE  
(No. CV 14-1987-RSM) – 1

116471-0001/LEGAL125283862.1

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On March 10 and 11, 2015, counsel for the parties conferred regarding a proposed briefing schedule on Defendants' motion to dismiss that would allow additional time for Plaintiff's opposition brief and Defendants' reply brief, in light of the complexity of the claims and additional length of the briefs permitted by the Court. The parties agreed, subject to the Court's approval, that Plaintiff's opposition brief would be due 45 days after Defendants filed the motion to dismiss, or on April 20, 2015; and that Defendants' reply brief would be due 30 days after Plaintiff's opposition brief, or on May 20, 2015.

WHEREAS, for good cause shown,

IT IS HEREBY STIPULATED by and among Plaintiff and Defendants, subject to the Court's approval, as follows:

1. Plaintiff shall file his opposition brief to Defendants' motion to dismiss by April 20, 2015 (45 days after Defendants filed their motion to dismiss); and
2. Defendants shall file their reply brief in support of their motion to dismiss by May 20, 2015 (30 days after Plaintiff files his opposition brief).

DATED this 12th day of March, 2015.

By: s/ Michael D. Woerner<sup>1</sup>  
By: s/ Tana Lin  
By: s/ Laura R. Gerber  
By: s/ Ian Mensher  
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s/ David F. Taylor  
s/ Sean C. Knowles

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<sup>1</sup> E-signatures pursuant to email authorization to Sean Knowles dated March 12, 2015.

**STIPULATION AND [PROPOSED] ORDER  
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36 Attorneys for Plaintiff  
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40 [PROPOSED] ORDER  
41

42 Pursuant to stipulation by the parties, and for good cause shown, **IT IS SO ORDERED**  
43  
44 this \_\_\_\_ day of March, 2015.  
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Hon. Ricardo S. Martinez  
United States District Judge

STIPULATION AND [PROPOSED] ORDER  
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Presented by:

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Management Company LLC and PIMCO Investments

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36          Attorneys for Plaintiff

37          STIPULATION AND [PROPOSED] ORDER  
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**CERTIFICATE OF SERVICE**  
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I hereby certify that on March 12, 2015, I electronically filed the foregoing with the Clerk  
of the Court using the CM/ECF system, which will send notification of such filing to the email  
addresses indicated on the Court's Electronic Mail Notice List.

DATED: March 12, 2015.

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